

ORDINANCE 2021-17

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF WARRICK COUNTY, INDIANA ESTABLISHING THE ARP CORONAVIRUS LOCAL FISCAL RECOVERY FUND

WHEREAS, in response to the national health emergency caused by the novel Coronavirus 2019 (“COVID-19”), the United States Congress enacted the American Rescue Plan Act (the “ARP Act”), which allowed for the United States Treasury to distribute direct financial assistance to counties to be used for those purposes set forth in Section 603(c) of the Social Security Act, as added by Section 9001 of the ARP Act;

WHEREAS, under the ARP Act, Warrick County is expected to receive \$12,218,074 in total financial assistance from the United States Treasury (the “ARP Funds”), with half of such ARP Funds to be received on or before May 11, 2021;

WHEREAS, the Board of Commissioners of Warrick County desires to establish a fund for purposes of receipting the ARP Funds such that they may be applied in accordance with those general uses permitted under the ARP Act;

WHEREAS, the Board of Commissioners of Warrick County and the Warrick County Council have developed, and will continue to develop, a plan detailing how the ARP Funds will be used with more particularity (the “Plan”); and

WHEREAS, it is the purpose and intent that the ARP Funds be appropriated into the fund established under this Ordinance so as to facilitate Warrick County’s ability to allocate its resources to responding to COVID-19 throughout the County, in accordance with those detailed uses and applications as described in the Plan.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Warrick County as follows:

The Code of Ordinances of Warrick County, Indiana, is hereby amended to include a new Section 37.25, entitled “ARP Coronavirus Local Fiscal Recovery Fund”, as follows:

1. The Board of Commissioners of Warrick County hereby establishes the ARP Coronavirus Local Fiscal Recovery Fund No. 8950 (the “Fund”) for the purposes of receipting all ARP Funds allocated and distributed to the County under the ARP Act.
2. The ARP Funds shall be used and applied in accordance with the purposes set forth in Section 603(c) of the Social Security Act, as added by Section 9001 of the ARP Act, as more particularly described as follows:
 - a. To respond to the public health emergency with respect to COVID-19 or its negative economic impacts, including assistance to households,

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small businesses, and nonprofits, or to aid impacted industries such as tourism, travel, and hospitality;

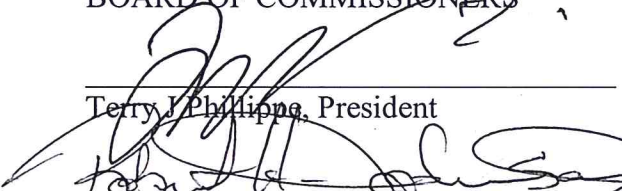
- b. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of Warrick County that are performing such essential work, or by providing grants to eligible employers that have eligible workers who perform essential work;
 - c. For the provision of government services to the extent of the reduction in revenue of Warrick County due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of Warrick County prior to the emergency; or
 - d. To make necessary investments in water, sewer, or broadband infrastructure.
3. The Board of Commissioners and the Warrick County Council shall establish the Plan, as may be amended from time to time, along with conditions and rules, which shall set forth the specific uses and applications of the ARP Funds, and such Plan, as may be amended and updated, is hereby incorporated into this Ordinance by reference.
4. The ARP Funds shall be appropriated by the Warrick County Council to the Fund before any use.
5. Any and all expenditures of the ARP Funds shall be approved by the Board of Commissioners of Warrick County, with any and all claims to be paid from the Fund in accordance with routine claim processes, as outlined in Ind. Code 5-11-10-1.6, accompanied by sufficient supporting documentation as required under the Plan.
6. The Fund shall remain in effect until December 31, 2024, unless otherwise rescinded pursuant to enactment of a subsequent ordinance or amendment. Following such termination of the Fund, the remaining fund balance, if any, shall be paid to the United States Treasury Department, if required.
7. The Warrick County Auditor shall maintain accurate and complete financial records concerning any expenditure of monies deposited and paid from the Fund.
8. The ARP Funds shall not be used for any type of deposit into any pension fund.
9. This Ordinance may be amended at any time by the Board of Commissioners of Warrick County so long as such amendment complies with Section 603(c) of the Social Security Act, as added by Section 9001 of the ARP Act.

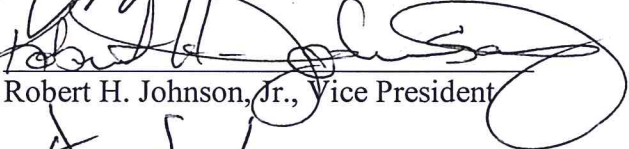
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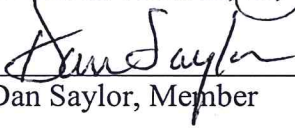
This Ordinance shall be effective upon passage.

Passed and adopted by the Board of Commissioners of Warrick County, Indiana,
this 12th day of April, 2021.

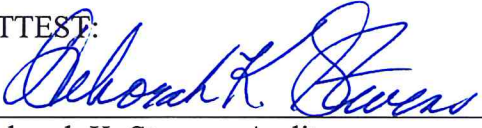
WARRICK COUNTY
BOARD OF COMMISSIONERS


Terry J. Phillips, President

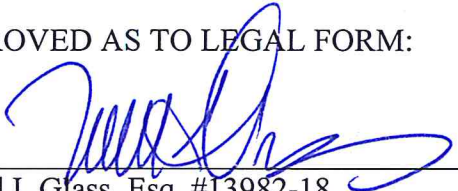

Robert H. Johnson, Jr., Vice President


Dan Saylor, Member

ATTEST:


Deborah K. Stevens, Auditor
Warrick County, Indiana

APPROVED AS TO LEGAL FORM:


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